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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN

MALEC HOLDINGS II, LTD.,

JUDGMENT IN A CIVIL CASE

Plaintiff,

v.

case number: 04-C-991

CHRISTOPHER SEAN ENGLISH,  
ANITA ENGLISH, IRA B. ROBINS,  
and ROBER MIHELICH,

Defendants.

Decision by Court. This action came on for consideration before the Court and a decision has been rendered.

IT IS ORDERED that the plaintiff's motion to dismiss the defendants' counterclaims (Docket #30, 62) be and the same is hereby DENIED AS MOOT;

IT IS FURTHER ORDERED that the defendants' motion to stay discovery pending resolution of the motions to dismiss (Docket #36) be and the same is hereby DENIED AS MOOT;

IT IS FURTHER ORDERED that the plaintiff's motion for extension (Docket #45) be and the same is hereby DENIED AS MOOT;

IT IS FURTHER ORDERED that the plaintiff's motion to strike (Docket #47) be and the same is hereby DENIED AS MOOT;

IT IS FURTHER ORDERED that the defendants' motions for sanctions (Docket #38, 41, 42) be and the same are hereby DENIED without prejudice;

IT IS FURTHER ORDERED that the defendants' be and the same are hereby GRANTED leave to refile the Rule 11 sanction request at any time during August 2005;

IT IS FURTHER ORDERED that the defendants' motions to dismiss pursuant for lack of subject matter jurisdiction (Docket # #32, 34, 35) be and the same are hereby GRANTED; and

IT IS FURTHER ORDERED that this action be and the same is hereby DISMISSED for lack of subject matter jurisdiction.

APPROVED: s/J. P. Stadtmueller  
U.S. District Judge

June 15, 2005  
Date

SOFRON B. NEDILSKY  
Clerk

s/Debra A. Graff  
(By) Deputy Clerk